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August 18, 2006

Mr. Kimbo Mundy  
20 Colburn Rd.  
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Re: Utility Serial No. 09/662,737  
For: A System for Aggregating Information From Enterprises  
Offering Items for Exchange Over A Communication Network  
Filed: September 15, 2000  
Our Ref.: L9090/269360

and

Re: Utility Serial No. 09/428,702  
Filed: October 27, 1999  
Title: "A System for Aggregating Information From Enterprises  
Offering Items for Exchange Over a Communication Network"  
Our Ref.: L9090/269367

Dear Mr. Mundy:

We represent Landmark Communications, Inc. with respect to the above-referenced patent applications for which you are a named inventor. Currently the two applications are pending at the U.S. Patent and Trademark Office.

We have prepared the enclosed declarations based on our previous discussion with you about the development history of the inventions described in the above-referenced applications. Please execute the declarations and return them to us in the enclosed postage-paid envelope. We intend to file the declarations with the Patent Office. Please contact me if you have any changes to the declarations.

Also, please advise us if you have current contact information for Derek Young. Our previous correspondence to him was returned as undeliverable.

Thank you for your cooperation.

Very truly yours,

Brenda O. Holmes, Esq.

BOH/ljw

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: **Kimbo Mundy *et al.***

SERIAL NO.: **09/662,737**

GROUP ART UNIT: **3624**

FILED: **September 15, 2000**

EXAMINER: **Olabode Akintola**

FOR: **A System for Aggregating  
Information from Enterprises  
Offering Items for Exchange  
Over a Communication Network**

Attorney Docket No.: BDE-001CN (431/6)  
(L9090/269360)

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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**RULE 1.131 DECLARATION**

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I, Kimbo Mundy, having first-hand knowledge of the facts recited herein, declare as follows:

1. I am one of the inventors of the subject matter disclosed and claimed in the above-referenced application.

2. I conceived and reduced to practice in the United States the invention that is claimed in the application prior to September 3, 1999.

3. The Specification identifies [www.biddersedge.com](http://www.biddersedge.com) as an exemplary system web site on page 18, line 3 and Figures 6-12 illustrate various web pages associated with the Bidder's Edge web site. Copies of page 18 of the Specification and Figures 6-12 are attached hereto as Exhibit A.

4. The website at [www.biddersedge.com](http://www.biddersedge.com) was launched prior to September 3, 1999. A copy of a web page from [www.biddersedge.com](http://www.biddersedge.com) that was available prior to September 3, 1999 is attached hereto as Exhibit B. Exhibit B was obtained from the Internet Archive Wayback Machine ([http://web.archive.org/web/\\*/http://biddersedge.com](http://web.archive.org/web/*/http://biddersedge.com)) on July 19, 2006.

5. Figure 6 illustrates categories (626) and search parameters (624, 628 and 630). Exhibit B illustrates the use of categories and an advanced auction search that

allowed a user to specify a category, an auction, and/or one or more keywords. Although the format of Exhibit B differs from the format of Figure 6, the categories and search functions provided by the Bidder's Edge website prior to September 3, 1999 were equivalent to those described in the specification and illustrated by Figure 6.

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine, or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of any patent issuing on this application.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this \_\_\_\_  
day of \_\_\_\_\_, 2006.

\_\_\_\_\_  
Kimbo Mundy

The viewer 118 executes on the host computer 104 to provide a graphical user interface for the system 102. In the illustrative embodiment, the viewer 118 provides a system Web site, an example of which is located at address [www.biddersedge.com]. At the system Web site, the viewer provides a plurality of Web pages that enable a shopper  
5 to monitor and participate in auction activity occurring at a plurality of auction sites. The viewer 118 includes foreground process software that detects signals from the shopper access devices 108a-108d. Preferably, a shopper enters requests at a shopper access device 108a-108d by way of a mouse or keypad. The viewer 118 detects the requests and responds by displaying the requested information.

10 The pages created by the viewer 118 each provide different information to a shopper. Accordingly, the viewer 118 also enables shoppers to navigate between each of the available pages. Briefly, the GUI pages generated by the viewer 118 include a page navigation menu bar, near the top of each page, which allows the shopper to directly navigate to any of the other viewer pages. When a shopper logs into the Web site of the  
15 illustrative embodiment, the viewer 118 displays a Home page to the shopper. The shopper interacts with the search engine 120 from a plurality of the pages generated by the viewer 118. An illustrative Home page, along with other illustrative GUI pages generated by the viewer 118 are discussed in further detail below with respect to FIGURES 6-12.

20 In response to a shopper's command, the viewer 118 can invoke the search engine 120 to query the database 106 for items associated with a particular item category and/or keyword expression. Alternatively, the viewer 118 can invoke the site access facilitator 122 to enable the shopper to directly access and participate in a particular auction site

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## Bidder's Edge

We Give You the Edge at Online Auctions

602 Search All Auctions: 618  
622 Find It 612 614 616

home | sign out | categories | my auctions | deal watch | personalize | help

### My Lists

#### Deal Watch (2)

Gives you an early edge by alerting you when items come up for auction.

#### My Auctions (0)

Saves you time by keeping price & status of your shopping list all in ONE PLACE, so you avoid going to each auction separately.

### Categories—626

Antiques (8,191)  
Beanie Babies (89,361)  
Books & Magazines (110,130)  
Cars, Trucks, etc. (7,193)  
Coins & Stamps (67,534)  
Collectibles (185,695)  
Computers (93,748)  
Dolls & Figures (32,700)  
Electronics (20,436)  
Glass, Porcelain & Pottery (51,682)  
Home & Leisure (80,995)  
Jewelry (63,111)  
Memorabilia (73,336)  
Miscellaneous (8,429)  
Movies & Video Games (41,043)  
Music & Instruments (52,747)  
Sports (20,074)  
Sports Memorabilia (247,673)  
Toys (90,683)  
Travel (7,297)

### What We Do

Bidder's Edge is a **free** service which allows you to search across **many** auction sites at once. We provide historical pricing to help you determine if you are getting a good deal, and allow you to **monitor ongoing auctions** and watch for items in **upcoming auctions**.

### Hot Auctions

**Football Season!**

600

### Search

Find descriptions containing:

Narrow your search further: Tips

624

Using

All of the words

628

At Auction

All Auctions

630

603

home | sign out | my auctions™ | bid history™ | deal watch™ | personalize | help  
feedback | about bidder's edge | privacy policy | disclaimer

FIG. 6

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# Bidder's Edge

We Give You the Edge at Online Auctions

622 Search All Auctions: 618  
602  Find It

home | sign in | categories | my auctions | deal watch | personalize | help

604 606 608 610 612 614 616

You are here: Bidder's Edge > All Categories

Auctions for: "sony speakers"

Search Results

Show ☒ Both Merchant and Person-To-Person Items

726a ☐ Person-To-Person Items ONLY

726c ☐ Merchant Items ONLY

Explain the difference between the Auction Types

Matching Categories

Click on a category to narrow your search.

Computers (5)  
Electronics (32)

Current Auctions

☒ = add to MyAuctions ☒ = add to Item Watch

Electronics > Audio > Speakers

- Sony SRS-A15 3 Watt Powered Speaker System @ Yahoo (Person-to-Person)
- Sony SRS-A15 3 Watt Powered Speaker System @ Yahoo (Person-to-Person)

Approx.  
Bid

Close  
(EDT)

Past Prices

Tools

\$29.95

10/24,  
04:32  
AM

\$29.95

10/24,  
04:32  
AM

Search

Find descriptions containing:

Narrow your search further: Tips

Find It

Using All of the words

At Auction All Auctions

624

home | sign in | my auctions | bid history | deal watch | personalize | help  
feedback | about bidder's edge | privacy policy | disclaimer

## FIG. 7

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# Bidder's Edge

We Give You the Edge at Online Auctions

[home](#) | [sign out](#) | [categories](#) | [my auctions](#) | [deal watch](#) | [personalize](#) | [help](#)

604 606 608 610 612 614 616

You are here: Bidder's Edge > My Auctions

## My Lists

### Deal Watch (0)

Gives you an early edge by alerting you when items come up for auction.

### My Auctions (3)

You are here now.

## HOT Auctions

### Football Season!

## Bid History

Past Auctions which you have monitored using "My Auctions".

## Categories

Antiques (8,169)  
Beanie Babies (92,394)  
Books & Magazines (108,437)  
Cars, Trucks, etc. (7,162)  
Coins & Stamps (68,396)  
Collectibles (185,272)  
Computers (92,199)  
Dolls & Figures (32,854)  
Electronics (20,632)  
Glass, Porcelain & Pottery (51,046)  
Home & Leisure (80,973)  
Jewelry (63,869)  
Memorabilia (72,993)  
Miscellaneous (8,468)  
Movies & Video Games (41,815)  
Music & Instruments (53,269)  
Sports (20,212)  
Sports Memorabilia (246,176)  
Toys (90,737)

## My Auctions

Current as of Friday, October 22, 04:25 PM EDT

removes from My Auctions

add to ItemWatch

Click [here](#) to change your timezone!

• Sony SRS-A15 3 Watt Powered Speaker System   
2 left @ \$29.95   
Closes Sun, Oct 24, 12:45 PM EDT

• \*\*SONY AM/FM RADIO w/Speaker and Earphone\*\*   
1 left @ \$6.50   
Closes Sun, Oct 24, 5:34 PM EDT

• High-Performance SONY Active Speaker System   
3 left @ \$49.00   
Closes Tue, Oct 26, 4:45 PM EDT

Avg. \$48.00 (2 sold @ \$39.00 to \$57.00)  
Please click here to record your Deal  
Deal account info, so you can track your bids.

## Search

Find descriptions containing:

Narrow your search further: [Tips](#)

Using  All of the words  At Auction  All Auctions

624 628 620 630

[home](#) | [sign out](#) | [my auctions](#) | [bid history](#) | [deal watch](#) | [personalize](#) | [help](#)  
[feedback](#) | [about bidder's edge](#) | [privacy policy](#) | [disclaimer](#)

FIG. 8



# Bidder's Edge

We Give You the Edge at Online Auctions

9/12 622 602 Search All Auctions: 618  
Q Find It

home | sign out | categories | my auctions | deal watch | personalize | help

604 606 608 610 612 614 616

You are here: Bidder's Edge > Deal Watch

900

## Market Watch Added

The Market Watch specified has been successfully added.

## My Lists

### Deal Watch (2)

You are here now.

### My Auctions (3)

Saves you time by keeping price & status of your shopping list all in ONE PLACE, so you avoid going to each auction separately.

## HOT Auctions

### Football Season!

## Categories 626

Antiques (8,201)

Beanie Babies (93,235)

Books & Magazines (109,630)

Cars, Trucks, etc. (7,222)

Coins & Stamps (69,341)

Collectibles (186,052)

Computers (93,604)

Dolls & Figures (32,604)

Electronics (20,848)

Glass, Porcelain &

Pottery (51,406)

Home & Leisure (80,982)

Jewelry (64,216)

Memorabilia (73,627)

Miscellaneous (8,427)

Movies & Video Games

(42,053)

Music & Instruments

(53,778)

Sports (20,306)

## Deal Watch

Get a daily report via email of ALL Auction offering items satisfying a search. This is called **Market Watch™**

Get notified via email when a specific item will be up for a bid at a specific auction site. This is called **Item Watch™**

### Market Watch-1 searches watched

⊖ removes a search from MarketWatch list

- Search all auctions for "sony speaker" (all words) ⊖ Q Find It

### Item Watch-1 specific items being watched

⊖ removes a search from ItemWatch list

- \*\*\*SONY AM/FM RADIO w/Speaker and Earphone\*\*  
Amazon No price history yet.

## Search

Find descriptions containing:

Q Find It

Using All of the words

Narrow your search further: Tips

At Auction All Auctions

624

628

630

603

home | sign out | my auctions™ | bid history™ | deal watch™ | personalize | help  
feedback | about bidder's edge | privacy policy | disclaimer

# FIG. 9



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# Bidder's Edge

We Give You the Edge at Online Auctions

622 Search All Auctions: 618  
602  Q Find It

[home](#) [sign out](#) [categories](#) [my auctions](#) [deal watch](#) [personalize](#) [help](#)

604 606 608 610 612 614 616

You are here: [Bidder's Edge](#) > [Personalize](#)

1000

## Personalization

### ☒ Personal Information Updated

Your personal information ( [First Name] [Last Name] [Email Address] ) has been updated.

You May Change Your Password

Bidder's Edge will *never* provide any of your personal information to anyone else without your explicit authorization. Period. You can find out more in our [privacy policy](#).

Your Login:

newusr

Change your Password:

(required)

Repeat Your Password:

(required)

☒ Submit All

### Personal Information

Entering personal information will allow us to make your Bidder's Edge experience more personal. Press the "Submit All" button when you are done.

First Name

New

Last Name

User

☐ Send notifications to me via EMAIL at

rosenhrs@tnt.com

(Required for DealWatch Email notifications)

☐ Send notifications to my ICQ address at

(Required for DealWatch ICQ notifications - or pagers)

☒ Submit All

### Time Zone Specification

The TimeZone setting will allow you use the site in the time zone of your choice. Press the "Submit All" button when you are done.

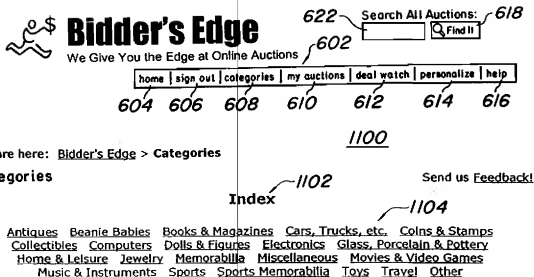
Time Zone

☒ Submit All

FIG. 10

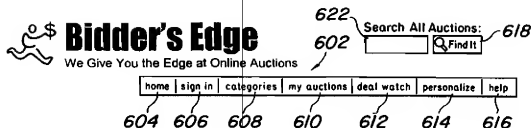
Title: System for Aggregating Information From  
Enterprises Offering Items for Exchange Over a  
Communication Network  
Inventor(s): Mundy et al.  
Serial No.: 09/428,702  
Atty Docket No.: BDE-001 (431/6)  
Atty/Agent: R. Stephen Rosenholm

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**FIG. 11**

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You are here: [Bidder's Edge](#) > [Sign In](#)

1200

☒ **Logged Out Successfully**

You are now logged out! Goodbye and please come back soon.

**Member Sign In** ( [Q](#) New Users Click [Here](#) to register!)

Signing In will give you access to your My Auctions List and your DealWatch notification capabilities. Press the "Submit All" button when you are done.

Your Member Name  1202

Your Password  1204

☒ Save this information into the current Browser

☒ **Submit All** 1206

603

[home](#) | [sign in](#) | [my auctions™](#) | [bid history™](#) | [deal watch™](#) | [personalize](#) | [help](#)  
[feedback](#) | [about bidder's edge](#) | [privacy policy](#) | [disclaimer](#)  
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*FIG. 12*